

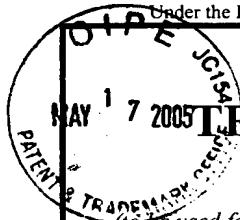
5-1905

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

09/904,786

Filing Date

July 12, 2001

First Named Inventor

Ashkenazi, et al.

Group/Art Unit

1646

Examiner Name

Andres, Janet L.

Attorney Docket Number

39780-1618P2C47

## ENCLOSURES (check all that apply)

 Fee Transmittal Form Fee Attached Amendment / Response After Final Version with Markings Showing Changes Affidavits/declaration(s) Extension of Time Request  
(3-month EOT = \$1,020.00) Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 Assignment Papers  
(for an Application) Drawing(s) Licensing-related Papers Petition Routing Slip (PTO/SB/69) and Accompanying Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Small Entity Statement Request for Refund After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Additional Enclosure(s)  
(please identify below):

stamped return postcard

Remarks

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm  
or  
Individual name

ANNA L. BARRY, ESQ., Reg. No. 51,436, HELLER EHRLMAN, LLP

Signature

Date

MAY 17, 2005

Customer Number:

35489

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Express Mail Label EL 992 479 275 US

Typed or printed name

CHERYL ANN ROGERS

Signature

Date

MAY 17, 2005

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# FEE TRANSMITTAL for FY 2005

Effective 12/08/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** **(\$)** **1,020.00**

## Complete if Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 09/904,786        |
| Filing Date          | July 12, 2001     |
| First Named Inventor | Ashkenazi, et al. |
| Examiner Name        | Andres, Janet L.  |
| Art Unit             | 1646              |
| Attorney Docket No.  | 39780-1618P2C47   |

## METHOD OF PAYMENT (check one)

Check  Credit card  Money Order  Other  None

Deposit Account:

Deposit Account Number **08-1641 (Docket No. 39780-1618P2C47)**

Deposit Account Name **Heller Ehrman White & McAuliffe LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Fee Code      | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid        |
|---------------------|-----------------|----------------|-----------------|------------------------|-----------------|
| 1001                | 300             | 2001           | 150             | Utility filing fee     |                 |
| 1002                | 350             | 2002           | 175             | Design filing fee      |                 |
| 1003                | 550             | 2003           | 275             | Plant filing fee       |                 |
| 1004                | 790             | 2004           | 395             | Reissue filing fee     |                 |
| 1005                | 200             | 2005           | 100             | Provisional filing fee |                 |
| <b>SUBTOTAL (1)</b> |                 |                |                 | <b>(\$)</b>            | <b>1,020.00</b> |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
|                    | -20** =      |                |          |
| Independent Claims | -3** =       |                | 0        |

| Large Fee Code      | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description                                           |
|---------------------|-----------------|----------------|-----------------|-----------------------------------------------------------|
| 1202                | 50              | 2202           | 25              | Claims in excess of 20                                    |
| 1201                | 200             | 2201           | 100             | Independent claims in excess of 3                         |
| 1203                | 360             | 2203           | 180             | Multiple dependent claim, if not paid                     |
| 1204                | 200             | 2204           | 100             | **Reissue independent claims over original patent         |
| 1205                | 50              | 2205           | 25              | **Reissue claims in excess of 20 and over original patent |
| <b>SUBTOTAL (2)</b> |                 |                |                 | <b>(\$)</b>                                               |

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Fee Code                     | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description                                                            | Fee Paid                         |
|------------------------------------|-----------------|----------------|-----------------|----------------------------------------------------------------------------|----------------------------------|
| 1051                               | 130             | 2051           | 65              | Surcharge - late filing fee or oath                                        |                                  |
| 1052                               | 50              | 2052           | 25              | Surcharge - late provisional filing fee or cover sheet                     |                                  |
| 1053                               | 130             | 1053           | 130             | Non-English specification                                                  |                                  |
| 1812                               | 2,520           | 1812           | 2,520           | For filing a request for <i>ex parte</i> reexamination                     |                                  |
| 1804                               | 920*            | 1804           | 920*            | Requesting publication of SIR prior to Examiner action                     |                                  |
| 1805                               | 1,840*          | 1805           | 1,840*          | Requesting publication of SIR after Examiner action                        |                                  |
| 1251                               | 120             | 2251           | 60              | Extension for reply within first month                                     |                                  |
| 1252                               | 450             | 2252           | 225             | Extension for reply within second month                                    |                                  |
| 1253                               | 1,020           | 2253           | 510             | Extension for reply within third month                                     | 1,020.00                         |
| 1254                               | 1,590           | 2254           | 795             | Extension for reply within fourth month                                    |                                  |
| 1255                               | 2,160           | 2255           | 1,080           | Extension for reply within fifth month                                     |                                  |
| 1401                               | 500             | 2401           | 250             | Notice of Appeal                                                           |                                  |
| 1402                               | 500             | 2402           | 250             | Filing a brief in support of an appeal                                     |                                  |
| 1403                               | 1,000           | 2403           | 500             | Request for oral hearing                                                   |                                  |
| 1451                               | 1,510           | 1451           | 1,510           | Petition to institute a public use proceeding                              |                                  |
| 1452                               | 500             | 2452           | 250             | Petition to revive - unavoidable                                           |                                  |
| 1453                               | 1,500           | 2453           | 750             | Petition to revive - unintentional                                         |                                  |
| 1501                               | 1,400           | 2501           | 700             | Utility issue fee (or reissue)                                             |                                  |
| 1502                               | 800             | 2502           | 400             | Design issue fee                                                           |                                  |
| 1503                               | 1,100           | 2503           | 550             | Plant issue fee                                                            |                                  |
| 1460                               |                 | 1460           |                 | Petitions to the Commissioner                                              |                                  |
| 1807                               | 50              | 1807           | 50              | Processing fee under 37 CFR 1.17(q)                                        |                                  |
| 1806                               | 180             | 1806           | 180             | Submission of Information Disclosure Stmt                                  |                                  |
| 8021                               | 40              | 8021           | 40              | Recording each patent assignment per property (times number of properties) |                                  |
| 1809                               | 790             | 2809           | 395             | Filing a submission after final rejection (37 CFR 1.129(a))                |                                  |
| 1810                               | 790             | 2810           | 395             | For each additional invention to be examined (37 CFR 1.129(b))             |                                  |
| 1801                               | 790             | 2801           | 395             | Request for Continued Examination (RCE)                                    |                                  |
| 1802                               | 900             | 1802           | 900             | Request for expedited examination of a design application                  |                                  |
| Other fee (specify)                |                 |                |                 |                                                                            |                                  |
| * Reduced by Basic Filing Fee Paid |                 |                |                 |                                                                            | <b>SUBTOTAL (3) (\$1,020.00)</b> |

## SUBMITTED BY

|                   |                     |                                   |              |              |              |
|-------------------|---------------------|-----------------------------------|--------------|--------------|--------------|
| Name (Print/Type) | Anna L. Barry, Esq. | Registration No. (Attorney/Agent) | 51,436       | Telephone    | 650-324-7000 |
| Signature         |                     | Date                              | May 17, 2005 | Customer No. | 35489        |

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop \_\_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashkenazi et al. Docket No.: 39780-1618P2C47  
Serial No.: 09/904,786 Group Art Unit: 1646  
Filing Date: July 12, 2001 Examiner: Andres, Janet L.  
For: **SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND  
NUCLEIC ACIDS ENCODING THE SAME**  
EXPRESS MAIL LABEL NO. EL 992 479 275 US  
Date Mailed: May 17, 2005

**AMENDMENT AND RESPONSE**

**MS: AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on November 17, 2004 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. This response is timely filed with a Petition for Extension of time for three months with fees.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.

05/20/2005 EFLORES 00000052 081641 09904786

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